

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	MCCLURKEN	Examiner:	PEFFLEY, MICHAEL F.
Serial No.:	10/773,503	Group Art Unit:	3739
Filed:	February 6, 2004	Docket No.:	TLK019CON
Customer No.:	32047	Confirmation No.	6627
Title:	ELECTROSURGICAL DEVICE HAVING A TISSUE REDUCTION SENSOR		

AMENDMENT

This Amendment is in response to the non-final Office Action mailed September 22, 2009. Applicant is filing this Amendment within the three month shortened statutory period or before December 22, 2009. Hence, Applicant believes no extension of time fee is required. However, Applicant conditionally petitions for an extension of time to provide for the possibility that the need for such a petition has been inadvertently overlooked. As provided below, please charge Deposit Account No. 50-2121 for any required fee, or for any deficiency in the enclosed fee.

Applicant appreciates the Examiner's thorough examination of the subject application and request reexamination and reconsideration of the subject application in view of the following:

- Amendments to the Claims, beginning on Page 2 of this paper; and
- Remarks, beginning on Page 7 of this paper.